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ANDERSON, S. C., FRIDAY MORNING, MAY 8, 1914.

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## FRANK DENIED A NEW TRIAL

STANDS IN SHADOW OF THE  
GALLOWS FOR MURDER  
OF FACTORY GIRL

### DEFENDANT COOL

Whether Appeal Will Be Made to  
State Supreme Court Not Given  
Out By Defense

(By Associated Press.)  
Atlanta, May 6.—Denial of the defense's plea for a new trial for Leo M. Frank, the factory superintendent under sentence of death for the murder of fourteen year old Mary Phagan, was made here today by Judge Benjamin H. Hill, of the superior court.

Action Is Prompt.  
The court's action was taken immediately after the conclusion of arguments by attorneys for the defense, which followed the completion of evidence introduced by the defense and the State. Judge Hill indicated that he did not care to hear arguments from the State's counsel.

News of the latest reverse was taken immediately by Frank, who is confined in the county jail awaiting final action in his case, which has been in the courts continually for more than a year. His wife was with him at the time.

"I had expected that action," said the factory superintendent, "I have nothing to say now but I may later."

Will Grant Exceptions.

No written opinion was made by Judge Hill in delivering his decision. He announced, however, that he would grant a bill of exceptions to the defense by which the case may be taken to the state supreme court and that he would then prepare a written opinion.

Counsel for the defense and the state plan a conference tomorrow with the bill of exceptions for an appeal will be considered.

No formal announcement regarding the appeal was forthcoming from the defendant's counsel tonight. It was not known whether it would be delayed until after a decision is obtained on another pending motion which asks the annulment of the verdict on account of the absence of Frank from the court room when it was returned.

Annulment Motion Saturday.

Hearing on the annulment motion was set for Saturday by Judge Hill today. The defense alleges that the retraining of the verdict against Frank while he was absent from the court room violated the constitutional rights of the defendants.

Absence of the defendant was agreed to by two members of Frank's counsel and was suggested by L. S. Roan, the presiding judge at the trial. It was feared by the judge that physical violence might be inflicted on Frank by persons in the audience in case a verdict of acquittal was returned. The annulment motion was filed by lawyers who had no connection with the argument.

The extraordinary motion for a new trial overruled today was based on the claim of newly discovered evidence and criticized methods used by persons connected with the preparation of the case for the state. Many of the affidavits presented reflected on James Conley, the negro factory sweeper, who was convicted as an accessory after the murder.

In its counter showing, the state introduced sworn statements repudiating many of the affidavits and charges that improper means, including bribes, had been used in obtaining the evidence. Forgery was charged in some instances.

Is Third Denial.

Today was the third time that a new trial had been denied Frank. A previous appeal was refused in both the superior court and in the state supreme court. Information was then gathered for the extraordinary motion which was denied today.

Frank has twice been sentenced to hang, the execution in each case being stayed by motions for a new trial. He was convicted by the jury on the first trial, August 25, 1913, and sentenced to be hanged on October 10. When final denial of the first motion for a new trial was made by the state supreme court his execution again was set for April 17, 1914.

On April 16 the extraordinary motion for a new trial was filed, automatically staying his execution. At the same time the motion for an annulment of the verdict was filed. In case both motions are finally lost by the defense a new date for the execution will be set.

The body of the factory girl was found in the basement of the National Trust Company here on the morning of April 27, 1913. She had been strangled over the head and afterward strangled. Frank had charge of the pencil factory.

## GRAY VETERANS ARE WELCOMED

JACKSONVILLE CORDIALLY  
GREETING VISITING OLD  
SOLDIERS

### RETURN OHIO FLAG

Governor Cox Invites Next Confederate Reunion to Be Held  
In Ohio State Capital

(By Associated Press.)  
Jacksonville, May 6.—Welcoming addresses and responses, the return of a captured battle flag to a delegation of Ohio Union veterans, and a multiplicity of social diversions were features of the formal opening here today of the United Confederate Veterans' twenty-fourth annual reunion. Bright weather prevailed throughout the day and thousands of visitors poured into the city to participate in and witness the reunion.

Return Ohio Flag.

No feature of the day surpassed the simple ceremonies attending the presentation tonight of a 76th Ohio battle flag to personal representatives of Governor James M. Cox, of Ohio, by Colonel D. M. Scott, commander of Camp Jones, United Confederate Veterans, of Alabama, and Mrs. T. Randolph Leigh, of Montgomery. The flag was captured by the First Arkansas Regiment of Confederate soldiers at the battle of Fingold Gap in 1863, and later was turned over to the Alabama veterans.

Governor Cox sent George F. Burba, of Columbus, Ohio, and a delegation of five Union veterans to receive the flag. In the letter which they brought from the governor of Ohio an invitation was extended to the Confederate veterans to hold their next reunion on the state grounds at Columbus.

Welcome to Ohio.

Organizations were welcomed to the state and city by Governor Trammell. Representative Clark and Mayor Swearingen. Responses were made by General Bennett H. Young, commander in chief of the United Confederate Veterans, and General George P. Harrison, commander of the department of Tennessee.

Reference to the impending crisis in Mexico was made in the welcoming speeches of both Governor Trammell and Representative Clark. The former assured the veterans that "our men would at a moment's call gladly rally to the flag, and again, undaunted, face death upon the battlefield."

Representative Clark, that "the boys of the South are only waiting for a summons, and if it should unhappily come, our full quota will be promptly furnished and no braver troops will rush to the attack of the Huerta soldiers than the sons of those who, fifty years ago, unflinchingly followed the fortunes of the stars and bars."

In his response General Bennett H. Young, commander in chief of the United Confederate Veterans, paid high tribute to the soldiers of Florida who participated in the war between the states as Confederate soldiers.

Florida Is Loaded.

"Proportionately headed," he said, "the state sent more men into the armies of the Confederacy. In 1860 Florida had only 78,000 white people, and yet she sent eleven regiments of infantry and organized for local defense almost as many more."

"It is a great pleasure for the survivors of the Confederate army to meet here in the Metropolis of Florida. We cannot forget that Florida proportionately gives more money for pensions to the Confederate soldiers than any other state."

The splendid hospitality extended to this 24th reunion, the glad and joyous welcome which is everywhere accorded, will make your visitors always feel kindly to the citizenship of your entire state."

Many social features of the reunion took place today. One of the most spectacular events was the parade of the mads and sponsors. Routine business sessions were held by the Sons of Veterans.

### MUSIC FESTIVAL AT SPARTANBURG

Initial Performance Given at Confederate College Last Night.

(By Associated Press.)  
Spartanburg, May 6.—With Ricardo Martin, Charles W. Clark, Mrs. Cecile Tanna and Mrs. A. D. Hoke as soloists, the first performance of the twelfth annual South Atlantic States Music Festival was given at Confederate College last night. "Cavalleria Rusticana" and "The Song of the Fisherman" were presented in concert form.

The Converse Co. soloists, consisting of 230 voices and the Mass Choir, gave a fine performance. The Mass Choir, consisting of 230 voices and the Mass Choir, gave a fine performance. The Mass Choir, consisting of 230 voices and the Mass Choir, gave a fine performance.

## CAROLINA MILLS RULES REVISION

SUCH ACTION IS RECOMMENDED BY CONFERENCE AT AUGUSTA

### ARBITRATION PLAN

Another Suggestion is That Drafts Be Paid When Due Instead Of Waiting Three Days

(By Associated Press.)  
Augusta, Ga., May 6.—The National Cotton Conference adjourned today after recommending revision of the "Carolina mill rules" and the "New England terms of buying and selling cotton."

To Meet With Others.

To meet with the heads of organizations represented in the New England agreement, composed of the Arkwright Club, the New England Cotton Buyers' Association and the Fall River Association, to present the revisions as adopted and urge their acceptance by those organizations; a committee was appointed composed of J. S. Hall, of Augusta; John S. Hale, of Meridian, Miss.; Cotton Association; H. R. Gould, of the New Orleans Cotton Exchange; J. A. Law, of Spartanburg; and C. Lawson, representing the Washington Exchange and the Texas Cotton Association.

Carolina Rules Change.

In the Carolina mill rules the principle revision is that which makes drafts payable when due instead of three days thereafter and providing that mills bear the expense of reweight of cotton in all instances where sellers' weights are found to be correct upon reweight at the mills. The revision in the New England mill rules permits delivery differences to be the average difference between grades as existing in New York, New Orleans, Memphis and Augusta exchanges.

Arbitration Proposed.

In cases of arbitration the buyer and seller are to select an arbitrator each and then a third if the two cannot agree, the agreement to be made within thirty days or finally determined by the president of the manufacturers' association in the state wherein the mill is located. All expense involved is to be set against the party losing the arbitration, but matters of length of staple and specific grade are to be arbitrated only in New Orleans or Vicksburg.

## TWO ARE SLAIN NEAR YORKVILLE

Fatal Battle Is Result of One Party Thinking Other Was Revolutionary Officers

(By Associated Press.)

Charlotte, May 6.—J. E. Wells and Pink Dover were killed with home-made bullets by Thad E. Turner, at the home of Jim Mack, a negro of York county South Carolina last night about half past 11 o'clock, says a special from Yorkville, tonight. It seems that from the evidence, which is hazy, that Wells and Dover mistook the Turners for revenue officers and fired on them, their fire being returned and the deadly battle being brought into play.

A coroner's jury found that the dead men were killed by blows from the bat in the hands of Thad E. Turner, who accompanied by his father J. Ed Turner, had left his horse and vehicle at the negro's house and gone fishing in a creek nearby.

The Turners surrendered to officers today and are in jail at Yorkville.

Greenville Horses Show On

Greenville, May 6.—Famous horses from Kentucky, Tennessee, Georgia, North Carolina and South Carolina were shown today at the opening of the eight annual Greenville Horse Show. Again tonight over a well lighted ring, horses of every class were shown. Valuable prizes and cups are offered and the keenest interest is being shown.

THIS IS THE WAY TO ENFORCE DEMANDS

(By Associated Press.)  
Port au Prince, May 6.—The National Bank tonight advanced to the Haitian government \$52,000, the amount of the indemnity claimed by Mr. Peters, a British subject, whose saw mill had been destroyed by fire during the Leoncio rebellion.

The payment has been demanded today in an ultimatum from the British diplomatic representative.

## Conveying Brave Dead From Vera Cruz Wharf to American Ship

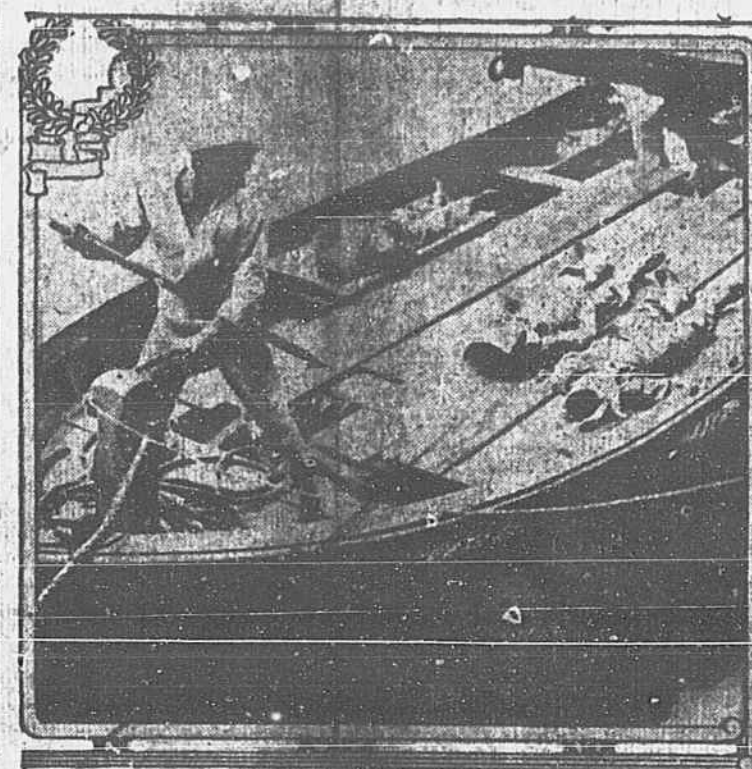


Photo copyright, 1914, by American Press Association.

THIS photo shows the dead bodies of three of Uncle Sam's heroes being transported from the wharf at Vera Cruz to one of the battleships in the harbor. In the first two days' fighting at Vera Cruz the American forces lost twelve killed and fifty wounded, while the Mexicans suffered a loss of 150 killed and many wounded.

## OLNEY WRITES THE PRESIDENT

Former Secretary of State  
Why He Cannot Head the  
Reserve Board

(By Associated Press.)

Washington, May 6.—President Wilson today received Richard Olney's letter in which the former secretary of state declined the governorship of the federal reserve board. It was dated at Boston and read: "My dear Mr. President:

"I feel honored quite beyond words by your letter of the thirtieth ultimo, by the important offer and by the friendly expression of confidence which accompany the offer."

"But the act of congress which very properly requires each member of the reserve board to be a citizen of the United States, is an insuperable obstacle to my acceptance of the offer. In the course of a long life I have, in various instances, assumed duties and undertaken trusts, which from their personal nature, cannot be properly devolved upon others."

"If the conclusion I have come to is a disappointment to you, I greatly regret it. But you can hardly be so little as to let a little administrative matter of my first year of achievement make it one of the most notable of the country has ever known."

"Trusting that you will not suffer your health and strength to be impaired by the strain of the unusual difficulties now attending the duties of your great office, I am,

"Sincerely yours,

(Signed) "Richard Olney."

## TAMPICO ATTACK NEAR AT HAND

Rebels Rushing to Strike Blow  
There, Is News Refugees,  
Bring to Texas

(By Associated Press.)

Brownsville, Tex., May 6.—Refugees from Monterey tonight said repairs on the San Juan river bridge between Monterey and Matamoros, were being pushed to facilitate the rebel movement against Tampico.

In Matamoros there is a very definite feeling apparent that grave results for the future of the constitutional cause hinge on the Tampico attack. There was no news available tonight of the victory of General Gonzalez' troops near Saltillo.

Refugees said the Monterey rebels were apparently awaiting the arrival of reinforcements from the west where Villa's forces were reported drawing in on Saltillo and that heavy fighting was expected anytime.

Villa Lacks Ammunition.

New York, May 6.—General Villa will have a shortage of ammunition in his projected attacks against central Mexico, cities judging from the large quantities of ammunition, ordered, yet undelivered, in New York arms company orders.

None of these shipments had been delivered owing to the replacing of the embargo on arms.

## WILSON-McADOO WEDDING TODAY

All Arrangements Made For Event  
Which Will Be Private At  
White House

(By Associated Press.)

Washington, May 6.—The white house tonight was the scene of a family reunion and gathering of close friends, here for the wedding tomorrow of Miss Eleanor Randolph Wilson, youngest daughter of the president and Mrs. Wilson, to Secretary McAdoo.

Miss Wilson's six girl chums, who will be her bridesmaids, were guests at the white house tonight. They are Miss Helen Hunter, Portsmouth, Va.; Miss Henrietta Stadelman, Wilmington, Del.; Miss Marjorie Brown, Atlanta; Miss Susan Fine and Miss Elizabeth Duffield, Princeton, N. J.; and Mrs. Charles K. Ross, Athens, Penn. The marriage license was obtained late today by J. H. Hoover, the veteran chief usher at the white house. The age of the bridegroom was given as 50 and that of Miss Wilson as 24. The Rev. Sylvester W. Beach, of the First Presbyterian church at Princeton, N. J., was named as the clergyman for the occasion.

Gifts from friends continued to arrive during the day. The senate's wedding gift, a bracelet of diamonds, set in platinum, costing \$1,000, was sent to the white house tonight.

HE LIVED AT TORREON

Rev. W. S. Myers of Townville Deeply  
Interested in War Matters.

Rev. W. S. Myers of Townville, who was in the city yesterday, was master mechanic of the Mexican International Railway at Torreon for two years and he was deeply interested in all of the battle news. He says that Villa's army had a difficult task to capture the city, having to cross an arid mountain, and if the federals had not become scared he does not see how it could have been accomplished.

Mr. Myers will be one of the speakers at the Sunday School convention to be held at Clemson College Saturday and he invites the workers of Anderson to come as Dr. Carman and other well known speakers will be on the program.

Cap's Body Found.

Norfolk, May 6.—The body of Captain J. E. Marks who was murdered on board his schooner Mary Inez in Chesapeake Bay last November, was found in a fish pond near Gwynn Island, according to reports received in this city tonight. A large amount of money was found in a secret pocket in his undershirt.

BLUE RIDGE HOME IS PLANNED FOR PRESIDENT

(By Associated Press.)  
Washington, May 6.—A presidential summer home at Mount Weather, high up in the Blue Ridge mountains, about sixty miles from Washington, was proposed in a bill introduced today by Representative Carlisle of Virginia.

## REBEL BANNER MOVES ONWARD

ARMS OF INSURGENTS GENERALLY SUCCESSFUL IN  
SOUTHERN MEXICO

### HOWARD CONFIRMS

Funston Told To Lengthen His  
Line, But Not To Assume the  
Aggressive At Vera Cruz

(By Associated Press.)

Washington, May 6.—While the Mexican situation was outwardly calm today pending the formal opening of the conference of South American mediators at Niagara Falls, Canada, on May 18, there continued an active undercurrent of discussions and preparations for the peace plans and at the same time definite reports reached the constitutionalist headquarters of sweeping victories of their forces near San Luis Potosi and other points far south of Saltillo, where it was thought their next big battle would occur.

Rebels Win Victories.

The news of the constitutionalist successes reached here in dispatches from General Carranza to Raphael Zoubarán, minister of the interior, in the constitutionalist cabinet, who had a direct wire put up to the headquarters of General Carranza in Chihuahua today. General Carranza's messages showed that three converging campaigns were in active operation, each within three hundred miles of Mexico City. General Obregon with 15,000 men was operating from the Pacific coast side, had captured all the intervening territory, was besieging Mazatlan and was threatening Mexico City from the west.

Another division, General Carranza reported, fought a battle at Panzacán, near San Luis Potosi, which is 300 miles north of Mexico City. This is the southernmost point which the constitutionalists have reached in Central Mexico and with the army now attacking Tampico, they declare that the general advance on the Mexican capital is to be made within a few weeks from three sides. The significance of these constitutionalist victories lay in the fact that the territory is far south of Saltillo and only 300 miles from Mexico City on the south.

Howard Confirms Carranza

General Carranza's report of the plight of the federals was coincident with the reports from Rear Admiral Howard, who stated that a land and sea engagement was carried on, the constitutionalists firing rifles from Pedrie Island while the federal gunboat was adding the shore batteries.

Aside from the notable constitutionalist success, the chief military development of the day was the authorization to General Funston to extend his lines at Vera Cruz, as might be needed for defensive purposes without, however, undertaking an aggressive operation. A report also came from General Funston that he could secure no definite information as to the movements of the federals under General Maas, but he continued what they were doing as being merely defensive. No further reinforcements have been introduced to Vera Cruz, nor has there been any sign of General Wood moving to the front to assume command.

Congress In The Ring.

Congress again came into the Mexican situation today when a caustic debate occurred in the senate over the resolution of Mr. Lippitt, of Rhode Island, asking President Wilson for information as to his reported designation of Pancho Villa for next chief of the country. The motion was tabled by a viva voce vote, but not until Senator Lippitt had discussed "Villanous Villa," the landing at Vera Cruz and other incidents. Mexico also crept into the debate on the repeal of the Panama tolls exemption act when Senator Bradley of Kentucky declared that the repeal was the result of watchful waiting in Mexico.

The mediators completed their plans for holding the sessions in Niagara Falls, Ontario. Headquarters will be established in a leading hotel. The mediators with their secretaries, stenographers, etc., will make a party of about fifteen. They will leave here on May 14 to prepare for opening conference Monday.

The Huerta delegates are expected to arrive by way of Montreal, coming thence to Niagara Falls.

Army Surgeons Notified.

New York, May 6.—Twenty physicians and surgeons, who are first lieutenants in the medical reserve corps of the army, have been requested by Surgeon General Gorgas to hold themselves in readiness for active duty. The medical reserve corps was organized several years ago to supplement the regular army surgical corps in case of war.

## WOMEN DENIED LAITY RIGHTS

WILL RETAIN NAME OF METH-  
ODIST EPISCOPAL CHURCH  
SOUTH, TOO

### BIG MEETING IS ON

Bishops and Prominent Delegates  
From All Over the United  
State at Oklahoma City

(By Associated Press.)

Oklahoma City, May 6.—To a select committee of fifteen will be given the task of solving for the church the situation caused by the recent decision of the supreme court of Tennessee removing Vanderbilt University from the direct jurisdiction of Methodist Episcopal Church, South.

Divorce Vanderbilt's Title.

This action was taken at the opening session today of the seventeenth quadrennial conference of the Methodist Episcopal Church, South, after the college of bishops, in an address read by Bishop W. A. Candler of Atlanta, expressed the opinion that, in view of the decision of the court "leaving to the church only a mere shadow of connection with the university," the church would not be justified "in any further attempts to direct its affairs or assume responsibility for it."

Departing from the usual custom the conference adopted a resolution today making equal the ministerial and lay representation on the various standing committees. Heretofore several committees, especially the committee on Episcopacy were composed entirely of clerical delegates. The necessary rearrangement of committees arranged the day's program and the reading of the report of the bishops on the constitution of the church was deferred until tomorrow.

Delegates from 35 annual conferences and more than a thousand clergymen attended the first session of the general conference which will be in session there weeks.

Bishop Wilson presided today. Each of the other twelve bishops will preside during the conference in the order of their seniority.

Tonight addresses of welcome were responded to by Bishop Hendrix of Kansas City.

The Bishop's Letter.

The address of the bishops, or general superintendents of the Methodist Episcopal Church, South, containing as it did, a review of the work of the past four years and recommendations as to changes in laws, practices and other matters affecting the church, was the center of interest at the opening of the conference. It contained more than 20,000 words.

While the address reviewed the reorganization of the missionary department of the church, ordered at the conference in Asheville, in 1910; reported action on the question of federation with the Methodist Episcopal Church, and discussed the question of "laity rights" for women, special attention was given to the bishop's position in regard to Vanderbilt University at Nashville. After several years of litigation, following efforts of a church commission to reach a satisfactory settlement of the question of the Methodist Church's control of the University, the Tennessee supreme court recently decided the church, through its bishops did not control the school.

During the four year period now ended, it was pointed out, the increase in membership was 171,237; the increase in profits from the church publishing houses at Nashville, Dallas and Richmond, was \$116,760.87.

No Change of Name.

The bishops reported that the question of changing the name of the church to "The Methodist Episcopal Church in America" had been submitted to the annual conference during 1913 and was not approved, 3,951 voting against the change and 1,335 in favor of it.

Deny Women's Rights.

On the question of "laity rights" for women, the cause for a widespread discussion at the 1910 conference, the address declared:

"Experience has confirmed us in the view which we expressed four years ago in the bishops' address at Asheville. We have reason to believe that the demand for this kind of equality is not in harmony with the general sentiment of the women of our church. We believe, furthermore, that the spirit of this movement is against the view which our people at large have held and still in regard to women's place in the church and in society, and that such a step would not, therefore, make for the better efficiency of our church as a whole in any of the regions occupied by it."

Birdman Is Killed.

Rabat, Morocco, May 6.—Lieutenant Saint Laugel was killed today when the French army aeroplane crashed and fell 1,200 feet after a scouting expedition against hostiles Moros.